Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 142761

44-L
ORIGIN EA-14

INFO OCT-01 ISO-00 SS-20 NSC-07 CIAE-00 INR-10 NSAE-00

RSC-01 L-03 PRS-01 EB-11 H-03 AID-20 CIEP-02 OMB-01

STR-08 TRSE-00 AGR-20 COME-00 SP-03 /125 R

DRAFTED BY EA/PHL:HWEINLAND:PAW
APPROVED BY EA/PHL:ECHULEN
---------- 111381
P 021825Z JUL 74
FM SECSTATE WASHDC
TO AMEMBASSY MANILA PRIORITY

LIMITED OFFICIAL USE STATE 142761

E.O. 11652: N/A
TAGS: EGEN, ETRD, RP, US
SUBJECT: RETAIL TRADE DECREE

REF: MANILA 5811

1. PAUL O'LEARY, VICE PRESIDENT OF CONNELL BROTHERS, VISITED DEPARTMENT JULY 2 TO INQUIRE ABOUT TEXT OF PRESIDENTIAL DECREE ON RETAIL TRADE REPORTEDLY READY FOR SIGNATURE. ACCORDING TO HIS INFORMATION, BASED ON TELETYPE FROM MANILA, DECREE EXEMPTS ONLY MANUFACTURERS AND PROCESSORS, AND NOT REPEAT NOT DISTRIBUTORS, IMPORTERS, OR WHOLESALERS FROM PROVISIONS IN RETAIL TRADE ACT PROHBITING SALES TO INSTITUTIONS AND INDUSTRIES. APPLICATION OF LAW REPORTEDLY SUSPENDED BY COURT INJUNCTION WHICH EXPECTED TO BE REMOVED ON ISSUANCE OF DECREE. CONNELL BELIEVES THIS WOULD LEAD TO RESTRICTIONS ON THEIR EXTENSIVE WHOLESALE AND DISTRIBUTION BUSINESS IN PHILIPPINES GROSSING DOLS 30 MILLION A YEAR.

2. CONNELL INFORMATION APPARENTLY BASED ON DRAFT DECREE AS CITED REFTEL, WHICH WE HAD UNDERSTOOD WOULD COPE WITH
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 142761

PRINCIPAL CONCERNS CITED BY AMERICAN CHAMBER. QUESTION

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

APPEARS TO BE WHETHER ACT WILL BE ENFORCED TO RESTRICT INTERMEDIARY OPERATIONS, AS WELL AS SALES TO END USERS WHICH HAD BEEN FOCUS OF MOST EARLIER DISCUSSIONS.

3. ACTION REQUESTED: REQUEST EMBASSY VIEW AS TO WHETHER GOP INTENDS TO APPLY RETAIL TRADE ACT TO RESTRICT INTERMEDIARY SALES OF SORT CONNELL BROTHERS CONDUCTS OR IF DECREE WOULD IN ANY CASE HAVE THAT EFFECT. IF SO, WHAT ACTIONS COULD USG OR COMPANY TAKE TO REDUCE EFFECTS? IF EMBASSY BELIEVES CONNELL'S CONCERNS NOT JUSTIFIED, PLEASE ADVISE WHAT BASIS CAN BE OFFERED CONNELL FOR SUCH CONCLUSIONS.

SISCO

LIMITED OFFICIAL USE

NNN

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TRADE LAW, IMPORTS, TRADE AGREEMENTS, BUSINESS FIRMS, TRADE CONTROLS
Control Number: n/a
Copy: SINGLE
Draft Date: 02 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: shawdg
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE142761
Document Source: CORE
Document Unique ID: 00
Drafter: HWEINLAND:PAW
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740175-0709
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740780/aaaacqnr.tel
Line Count: 75
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN EA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: MANILA 5811
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 08 AUG 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <08-Aug-2002 by rowelle0>; APPROVED <19 FEB 2003 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: RETAIL TRADE DECREE
TAGS: EGEN, ETRD, RP, US, CONNELL BROTHERS, (O'LEARY, PAUL)
To: MANILA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005